

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

**DR. GAVIN CLARKSON, an individual,**

**Plaintiff,**

**Civ. No. 18-870 KRS/GBW**

**v.**

**BOARD OF REGENTS OF NEW MEXICO  
STATE UNIVERSITY, DAN HOWARD in his  
individual capacity and official capacity as  
Provost; JAMES HOFFMAN in his individual  
capacity and official capacity as Dean; ENRICO  
PONTELLI in his individual capacity and  
official capacity as Hearing Officer, and  
NANCY ORETSKIN in her individual capacity  
and official capacity.**

**Defendants.**

**NOTICE OF DISMISSAL OF JAMES HOFFMAN PURSUANT TO FED. R. CIV. P.  
41(a)(1)(A)(i)**

COMES NOW, DR. GAVIN CLARKSON and hereby dismisses Defendant JAMES HOFFMAN pursuant to Fed. R. Civ. P. 41(a)(1)(A)(i) without prejudice. Defendant Hoffman has neither filed an Answer nor a Motion for Summary Judgment.

HOWARD & HOWARD ATTORNEYS, PLLC

  
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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing **Notice of Dismissal of James Hoffman** was served electronically using the CM/ECF E-file and Serve system on the 8<sup>th</sup> day of October, 2019, to the following:

Christa Hazlet  
320 Gold SW, Suite 800  
Albuquerque, NM 87102

Dated: this 8<sup>th</sup> day of October, 2019.

By: /s/ Amber Clayton  
An employee of Howard & Howard Attorneys PLLC